

120002301

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

**AMENDED** SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER  
VGOB 08-0520-2223

ELECTIONS: UNIT BB-9  
(herein Subject Drilling Unit)

*Note: This Order is being amended to update ownership in Tract 1*

REPORT OF BOARD

FINDINGS AND ORDER

This Supplemental Order is entered by the Board *sua sponte* in the form authorized by the Board at hearings held on February 15, 1994 and June 16, 1992; and this Supplemental Order is being recorded for the purpose of supplementing the Order previously in the captioned matter on July 15, 2008 which was recorded at Document 080002963 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on August 8, 2008, (herein "Board Order") and completing the record regarding elections.

Findings: The Board finds that:

The Board Order directed CNX GAS COMPANY LLC (herein "Designated Operator") to mail copies of the Board Order to all Respondents whose interests, if any, were pooled by the said Board Order;

The Designated Operator filed its affidavit of elections disclosing that it had mailed a true and correct copy of the Board's Order to all Respondents whose interests, if any, were pooled by said Board Order;

The Board Order required each Respondent whose interests, if any, were pooled by the terms of said Board Order to make an election within thirty (30) days after the date of mailing or recording, as applicable, of said Order; the affidavit of elections filed herein and annexed hereto as Exhibit A states: (i) whether each Respondent has made or failed to make a timely election; (ii) the nature of any election(s) made; and (iii) whether, by reason of a failure to elect or to timely elect one or more Respondents are deemed, under the terms of the Board's Order, to have leased all their rights, title, interests, estates and claims in Subject Drilling Unit to the Applicant;

That the affidavit of elections annexed hereto with the Exhibits submitted therewith identifies the Respondent(s) making a timely election, if any; identifies the Respondent(s), if any, who are deemed to have leased; identifies the conflicting interests and claims which require escrow; identifies the interests and claims, if any, requiring escrow under Virginia Code section 45.1-361.21.D.; and identifies the Respondents, if any, who may be dismissed by reason of having leased or entered into a voluntary agreement with the Applicant.

The affidavit of elections indicates whether or not the escrow of funds is required with regard to Unit BB-9;

Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2. above and the annexed affidavit of elections with Exhibits thereto, any funds subject to escrow and instructs the Escrow Agent, First Bank & Trust Company 38 E. Valley Drive, Bristol, VA 24201, Attn: Debbie Davis or any successor named by the Board to establish interest bearing escrow account(s), IRS Tax Identification Number 54-1629506, in accordance with the information set forth in the affidavit of elections with Exhibits thereto, to receive funds and account to the Board therefore.

Mailing of Order and Filing of Affidavit: The Designated Operator under the captioned Order or shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Order stating that a true and correct copy of this Order was mailed to each Respondent whose interests or claims are subject to escrow and whose address is known within seven (7) days from the date of receipt of this Order.

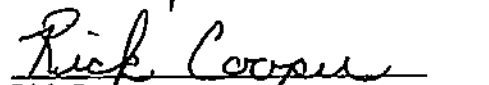
Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

Effective Date: This Order shall be effective on the date of its execution.

DONE AND EXECUTED this 5 day of July, 2012, by a majority of the Virginia Gas and Oil Board.

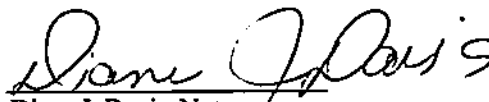
  
Chairman, Bradley C. Lambert

DONE AND PERFORMED THIS 5<sup>th</sup> day of July, 2012, by Order of the Board.

  
Rick Cooper  
Principal Executive to the Staff of the Board

STATE OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 5<sup>th</sup> day of July, 2012, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, and appeared Rick Cooper, being duly sworn did depose and say that he is Principal Executive to the Staff of the Virginia Gas and Oil Board that they executed the same and were authorized to do so.

  
Diane J. Davis, Notary  
174394

My commission expires: September 30, 2013



VIRGINIA:

Exhibit A

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of CNX Gas Company LLC for Forced Pooling of Interests in CBM Unit BB-9  
VGOB 08-0520-2223 in the Hurricane & Prater District of Buchanan County, Virginia

AFFIDAVIT OF CNX GAS COMPANY LLC (herein "Designated Operator") REGARDING ELECTIONS,  
ESCROW AND SUPPLEMENTAL ORDER

Anita D. Duty, being first duly sworn on oath, deposes and says:

That your affiant is employed by CNX Land Resources, Inc., as a Pooling Supervisor and is duly authorized to make this affidavit on behalf of CNX GAS COMPANY LLC, the designated operator,

That the Order entered on July 15, 2008, by the Virginia Gas and Oil Board (hereinafter "Board") regarding the captioned CBM Unit required the Applicant to mail a true and correct copy of said Order to each person pooled by the Order;

That within seven (7) days of receipt of an executed copy of the Order referred to at paragraph 2. above, your affiant caused a true and correct copy of said Order to be mailed via the United States Postal Service to each Respondent named in the captioned Application, whose address was known, and to all persons, if any, who were added as Respondents at the hearing held in the captioned matter; that proof of such mailing has previously been tendered to the Division of Gas and Oil, the Office of the Gas and Oil Inspector, at Abingdon, Virginia;

That the Order of the Board in the captioned matter required all persons pooled thereby to tender their written elections to the Unit Operator within thirty (30) days of the date the Order was recorded in the counties identified above; that said Order was recorded on August 8, 2008;

That the designated operator CNX GAS COMPANY LLC has established procedures to review all mail received and all written documents received other than by mail to ascertain whether parties whose interests have been pooled have made a written election, in a timely fashion, as required by the captioned Order; that said procedures were followed to identify the elections, if any, made with regard to the Subject Unit; that the following persons delivered, by mail or otherwise, written elections the Unit Operator, within the thirty day elections period:

None

That Respondents identified in Exhibit B-3 hereto are, having failed to make any election, deemed to have leased their coalbed methane rights, interests and claims to Applicant, all as provided in the Board's Order of July 15, 2008;

See attached Exhibit B-3

That the rights, interests and claims of the following persons are subject to escrow under the Board's Order pooling the captioned Unit, Board Regulations and the Code of Virginia:

See attached Exhibit E

That after the pooling hearing held in the captioned matter, the following persons have leased or entered into a voluntary agreement with the Designated Operator:

See attached Exhibit B-2

That to the extent any of said persons listed in Exhibit B-2 have rights, interests and claims which are subject to escrow, they should be dismissed as respondents; the Operator requests that the following persons be dismissed as Respondents:

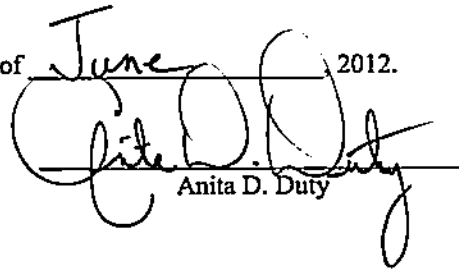
Hurley Street, James C. Price, Edgar Allen Price, Jr., Katherine Price Sears, Ettie Mae Hill,  
Kelsie Arms Eastridge

That the persons identified in Exhibit EE attached hereto have entered into royalty split agreements that allow the Applicant/Designated Operator to pay them directly without the need to escrow funds which would otherwise be in conflict.

See attached Exhibit EE

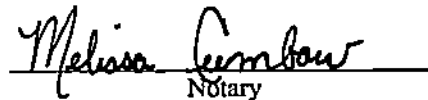
That pursuant to the provisions of VAC 25-160-70.A.10. and C. and VAC 25-160-80 the annexed supplemental order sets forth the interests and claims that require escrow of funds pursuant to Virginia Code sections 45.1-361.21.D. and 45.1-361.22.A.3. and 4.

Dated at Bluefield, West Virginia, this 29<sup>th</sup> day of June 2012.

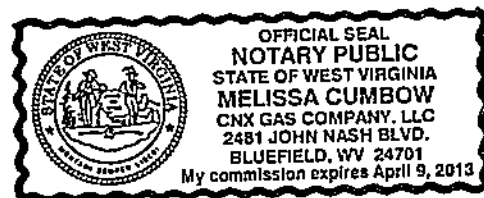
  
Anita D. Duty

STATE OF WEST VIRGINIA  
COUNTY OF MERCER

Taken, subscribed and sworn to before me by Anita D. Duty as a Pooling Supervisor for CNX Land Resources, Inc., on behalf of the corporate Designated Operator, this 29<sup>th</sup> day of June, 2012.

  
Notary

My commission expires: April 9, 2013



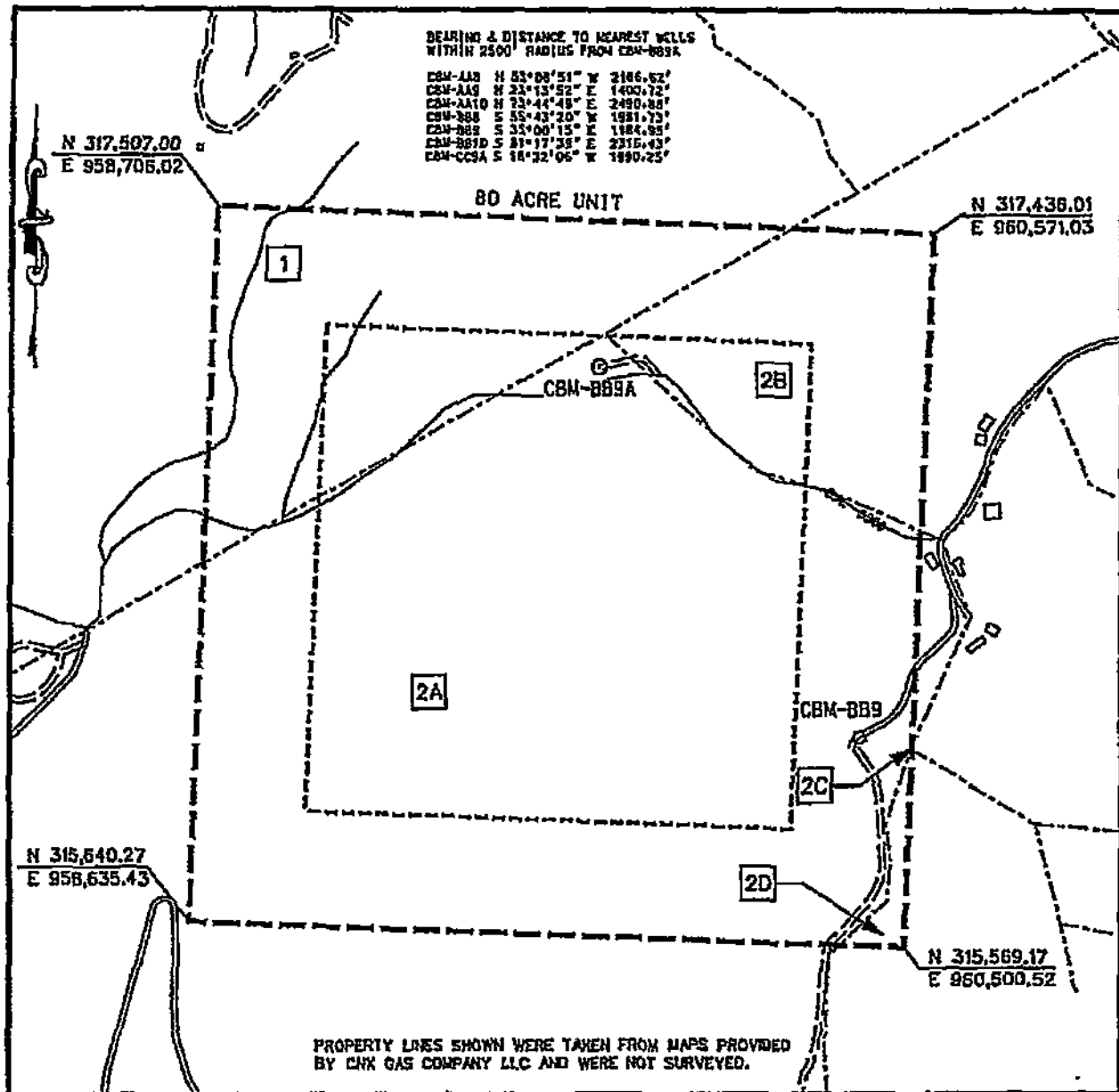


EXHIBIT A  
OAKWOOD FIELD  
UNIT BB-9  
FORCE POOLING  
VGOB-08-0520-2223

Company CNX Gas Company LLC Well Name and Number UNIT BB9

Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle 8800

County Buchanan District Hurricane / Prater Scale: 1" = 400' Date 4/16/2008

This plat is a new plat X ; an updated plat \_\_\_\_\_ ; or original plat \_\_\_\_\_

Form DGO-GO-7  
Rev. 9/91

*Randall M. Albert*  
Licensed Professional Engineer or Licensed Land Surveyor

RANDALL M. ALBERT  
Lic. No. 015584  
(Affix Seal)

PROFESSIONAL ENGINEER

**CNX Gas Company LLC**  
**Unit BB 9**  
**Tract Identifications**

1. Harrison-Wyatt, LLC Big Axe Tr. 39 (435 Acre Tract) - Coal  
Island Creek Coal Company/Consol Energy, Inc.- Coal Below Tiller Seam Leased  
Jewell Smokeless Coal Corporation - Tiller and Above Coal Leased  
CNX Gas Company LLC - CBM Leased  
W. A. Arms Heirs, Successors or Assigns, et al - Surface and All Minerals except Coal  
CNX Gas Company LLC - Oil, Gas and CBM Leased (79.33%)  
16.11 Acres                      20.1375%
2. Harrison-Wyatt, LLC Big Axe Tr. 15 (1066.00 Acre Tract) - All Minerals  
Island Creek Coal Company/Consol Energy, Inc.- Coal Below Tiller Seam Leased  
Jewell Smokeless Coal Corporation - Tiller and Above Coal Leased  
CNX Gas Company LLC - Oil, Gas and CBM Leased  
63.89 Acres                      79.8625%
- 2A. Harrison-Wyatt, LLC - Surface
- 2B. Roger W. Street - Surface
- 2C. Unknown Surface Owner
- 2D. Freda Dianna Hyatt, et al (Herbert Hall Heirs) - Surface

Exhibit B-2  
Unit BB-9 / Well BB-9A  
Docket #VGOB 08-0520-2223  
List of Respondents to be Added or Dismissed

	Acres In Unit	Percent of Unit	Reason for Dismissal	Reason for Addition
<b>II. OIL &amp; GAS OWNERSHIP</b>				
<u>Tract #1 - 16.11 acres</u>				
W. A. Armes Heirs, Devisees, Successors or Assigns, et al	16.11 acres	20.1375%		
(2) Gertie Arms Coleman Heirs, Devisees, Successors or Assigns				
(a) Ed Coleman Price Heirs, Devisees, Successors or Assigns				
(a.1) Hurley Street Heirs, Devisees, Successors or Assigns			Deceased	
(a.1.a) Bonnie Street Address Unknown	0.67 acres 1/24 of 16.11 acres	0.8391%		Heir
(b) Edna Coleman Price Heirs, Devisees, Successors or Assigns				
(b.2) James Carl Price Heirs, Devisees, Successors or Assigns			Deceased	
(b.2.1) Jeanette Price 208 Country Meadows Circle Bristol, TN 37620	0.34 acres 1/48 of 16.11 acres	0.4195%	Leased	Heir
(c) Edgar Allen Price, Sr. Heirs, Devisees, Successors or Assigns				
(c.1) Edgar Allen Price, Jr. Jeanette Price, POA 208 Country Meadows Circle Bristol, TN 37620	0.17 acres 1/96 of 16.11 acres	0.2098%	Leased	
(c.2) Katherine Price Sears	Deeded Interest to CNX		Sold Interest	
(c.2.1) CNX Gas Company, LLC 2481 John Nash Blvd. Bluefield, WV 24701	0.17 acres 1/96 of 16.11 acres	0.2098%		New Owner
(3) Gusta Arms Coleman Heirs, Devisees, Successors or Assigns				
(a) Gladys Coleman Blankenship Heirs, Devisees, Successors or Assigns				
(a.2) Ettie Mae Hill Heirs, Devisees, Successors or Assigns			Deceased	
(a.2.1) Billy Ray Hill, Jr. P.O. Box 582 Vansant, VA 24656	0.02 acres 1/864 of 16.11 acres	0.0233%		Heir
(8) Vince Arms Heirs, Devisees, Successors or Assigns				
(b) Kelsie Arms Eastridge	Conveyed interest to Jewell Smokeless Coal Corp. 7/2		Not an Owner	
(b.1) Jewell Smokeless Coal Corp. PO Box 70 Vansant, VA 24656	0.27 acres 1/60 of 16.11 acres	0.3356%		Due Diligence

Exhibit B-2  
Unit BB-9 / Well BB-9A  
Docket #VGOB 08-0520-2223  
List of Respondents to be Added or Dismissed

	Acres in Unit	Percent of Unit	Reason for Dismissal	Reason for Addition
<hr/>				
(c) Juanita I. Arms Deel Heirs, Devisees, Successors or Assigns				
(c.1) John Deel Heirs, Devisees, Successors or Assigns				
(c.1.1) Ella Mae Compton Deel Box 123 Rowe, VA 24646	0.09 acres 1/180 of 16.11 acres	0.1119%		Due Diligence
(9) Slemp Arms Heirs, Devisees, Successors or Assigns				
(b) Donald Arms Heirs, Devisees, Successors or Assigns				
(b.1) Tara Ann Hughes 7679 Dr. Ralph Stanley Hwy Coeburn, VA 24230	0.11 acres 1/144 of 16.11 acres	0.1398%		Due Diligence
(b.2) Shawn Arms 1043 Poplar St. Liberty, MO 64068	0.11 acres 1/144 of 16.11 acres	0.1398%		Due Diligence
(b.3) Jason Arms 7679 Dr. Ralph Stanley Hwy Coeburn, VA 24230	0.11 acres 1/144 of 16.11 acres	0.1398%		Due Diligence
(b.4) David Arms 7679 Dr. Ralph Stanley Hwy Coeburn, VA 24230	0.11 acres 1/144 of 16.11 acres	0.1398%		Due Diligence



Exhibit B-3  
Unit BB-9 / Well BB-9A  
Docket #VGOB 08-0520-2223  
List of Unleased Owners/Claimants

	Acres in Unit	Percent of Unit
<b>II. OIL &amp; GAS OWNERSHIP</b>		
<u>Tract #1 - 16.11 acres</u>		
W. A. & M.C. Arms Heirs, Devisees, Successors or Assigns	16.11 acres	20.1375%
(1) Florence Arms Coleman Heirs, Devisees, Successors or Assigns		
(b) Elmer Coleman Heirs, Devisees, Successors or Assigns		
(b.1) Wanda Lee Coleman Cook 379 Duff Circle Castlewood, VA 24224	0.09 acres 1/180 of 16.11 acres	0.1119%
(b.2) Larry E. Coleman 1368 Copper Rd. Cleveland, VA 24225	0.09 acres 1/180 of 16.11 acres	0.1119%
(b.3) Adam F. Coleman 379 Duff Circle Castlewood, VA 24224	0.09 acres 1/180 of 16.11 acres	0.1119%
(c) Thurman Coleman Heirs, Devisees, Successors or Assigns		
(c.1) Michael Coleman 168 Reagen St. Pounding Mill, VA 24637	0.13 acres 1/120 of 16.11 acres	0.1678%
(c.2) Mildred Coleman PO Box 894 Pounding Mill, VA 24637	0.13 acres 1/120 of 16.11 acres	0.1678%
(d) Onie Coleman Jackson Heirs, Devisees, Successors or Assigns		
(d.1) Betty Lou Johnson McClanahan 4123 Zulla Rd The Plains, VA 20198	0.04 acres 1/420 of 16.11 acres	0.0479%
(d.2) Helen Johnson Faulkner 12309 Oak Forest Ln. Bayonet Pt., FL 34667	0.04 acres 1/420 of 16.11 acres	0.0479%
(d.3) Blanche Johnson Dale 5503 Waters Edge Dr. Mineral, VA 23117	0.04 acres 1/420 of 16.11 acres	0.0479%
(d.4) Agnes Johnson Bartee 107 Steeplechase Ln Winchester, VA 22602	0.04 acres 1/420 of 16.11 acres	0.0479%
(d.5) Douglas W. Johnson 11317 Rosewood Ln Marshall, VA 20115	0.04 acres 1/420 of 16.11 acres	0.0479%

Exhibit B-3  
Unit BB-9 / Well BB-9A  
Docket #VGOB 08-0520-2223  
List of Unleased Owners/Claimants

	Acres in Unit	Percent of Unit
(d.6) Phyllis Johnson Durland 105 Wyndham Way Salisbury, NC 28147	0.04 acres 1/420 of 16.11 acres	0.0479%
(d.7) Kathryn Johnson Webb 17687 Mooresville Road Mooresville, NC 28115	0.04 acres 1/420 of 16.11 acres	0.0479%
(2) Gertie Coleman Heirs, Devisees, Successors or Assigns		
(a) Ed Coleman Heirs, Devisees, Successors or Assigns		
(a.1.1) Lydia Coleman Heirs, Devisees, Successors or Assigns		
(a.1.1.1) Etta Geraldine Street Heirs, Devisees, Successors or Assigns		
(a.1.1.1.1) Hurley Street Heirs, Devisees, Successors or Assigns		
(a.1.1.1.1.1) Bonnie Street Address Unknown	0.67 acres 1/24 of 16.11 acres	0.8391%
(3) Gustie Arms Coleman Heirs, Devisees, Successors or Assigns		
(a) Gladys Coleman Jackson Blankenship Heirs, Devisees, Successors or Assigns		
(a.1) Elmer James Jackson P.O. Box 415 Vansant, VA 24656	0.02 acres 1/864 of 16.11 acres	0.0233%
(a.2) Ettie Mae Hill Heirs, Devisees, Successors or Assigns		
(a.2.1) Billy Ray Hill, Jr. PO Box 582 Vansant, VA 24656	0.02 acres 1/864 of 16.11 acres	0.0233%
(a.3) Paul Jackson Box 117 Davenport, VA 24239	0.02 acres 1/864 of 16.11 acres	0.0233%
(a.4) Agnes Hurley 5428 Murphys Rd. Vansant, VA 24656	0.02 acres 1/864 of 16.11 acres	0.0233%
(a.5) Linda Ruth Gilbert RL1 Box 408 Vansant, VA 24656	0.02 acres 1/864 of 16.11 acres	0.0233%
(a.7) Ira Roger Jackson PO Box 1097 Vansant, VA 24656	0.02 acres 1/864 of 16.11 acres	0.0233%
(a.9) Marshall Jackson Heirs, Devisees, Successors or Assigns	predeceased Gladys Coleman Jackson Blankenship	

Exhibit B-3  
Unit BB-9 / Well BB-9A  
Docket #VGOB 08-0520-2223  
List of Unleased Owners/Claimants

	Acres in Unit	Percent of Unit
(a.9.1) Richard Jackson McHenry 8545 Maineville Road Orrville, OH 44667	0.01 acres 1/1728 of 16.11 acres	0.0117%
(a.9.2) Sally A. Jackson McHenry Hartzler 7296 Apple Creek Road Sterling, OH 44276	0.01 acres 1/1728 of 16.11 acres	0.0117%
(c) Beatrice Coleman Owens Heirs, Devisees, Successors or Assigns		
(c.1) Eugene Burton Owens P.O. Box 1933 Grundy, VA 24614	0.08 acres 1/192 of 16.11 acres	0.1049%
(c.2) Darlene Owens Mullins 138 Rosedale Hgts. Lane Rosedale, VA 24280	0.08 acres 1/192 of 16.11 acres	0.1049%
(h) Alva C. Coleman Heirs, Devisees, Successors or Assigns		
(h.1) Alva Lee Coleman Box 504 Grundy, VA 24614	0.08 acres 1/192 of 16.11 acres	0.1049%
(h.2) Angelina E. Coleman Mullins 620 Mountainbrooke Circle Stone Mountain, GA 30087-2807	0.08 acres 1/192 of 16.11 acres	0.1049%
(8) Vince Arms Heirs, Devisees, Successors or Assigns		
(b) Kelsie Arms Eastridge	<i>Conveyed interest to Jewell Smokeless Coal Corp. 7/2/1982</i>	
(b.1) Jewell Smokeless Coal Corp. PO Box 70 Vansant, VA 24656	0.27 acres 1/60 of 16.11 acres	0.3356%
(c) Juanita I. Arms Deel Heirs, Devisees, Successors or Assigns		
(c.1) John Deel Heirs, Devisees, Successors or Assigns		
(c.1.1) Ella Mae Compton Deel Box 123 Rowe, VA 24646	0.09 acres 1/180 of 16.11 acres	0.1119%
(c.1.2) William V. Deel (aka Hoss) 1197 Looney Creek Road Grundy, VA 24614	0.09 acres 1/180 of 16.11 acres	0.1119%
(c.1.3) Martha Irene Deel Sosebee (aka Liz) 338 Fernbank Court Alpharetta, GA 30004-3317	0.09 acres 1/180 of 16.11 acres	0.1119%
(9) Stemp Arms Heirs, Devisees, Successors or Assigns		

Exhibit B-3  
Unit BB-9 / Well BB-9A  
Docket #VGOB 08-0520-2223  
List of Unleased Owners/Claimants

	Acres in Unit	Percent of Unit
(b) Donald Arms Heirs, Devisees, Successors or Assigns		
(b.1) Tara Ann Hughes 7679 Dr. Ralph Stanley Hwy Coeburn, VA 24230	0.11 acres 1/144 of 16.11 acres	0.1398%
(b.2) Shawn Arms 1043 Popular St. Liberty, MO 64068	0.11 acres 1/144 of 16.11 acres	0.1398%
(b.3) Jason Arms 7679 Dr. Ralph Stanley Hwy Coeburn, VA 24230	0.11 acres 1/144 of 16.11 acres	0.1398%
(b.4) David Arms 7679 Dr. Ralph Stanley Hwy Coeburn, VA 24230	0.11 acres 1/144 of 16.11 acres	0.1398%
<b><u>TOTAL OIL &amp; GAS ESTATE:</u></b>		
<b>Acreage in Unit Unleased</b>	<b>2.93</b>	
<b>Percentage of Unit Unleased</b>		<b>3.6592%</b>

Exhibit E  
Unit BB-9 / Well BB-9A  
Docket #VGOB 08-0520-2223  
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit
<u>Tract #1 - 16.11 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Harrison-Wyatt, L.L.C., Tr.39 (435 Acre Tract) P.O. Box 11000 Danville, VA 24543	16.11 acres	20.1375%
<u>OIL &amp; GAS OWNERSHIP</u>		
W. A. & M.C. Arms Heirs, Devisees, Successors or Assigns	16.11 acres	20.1375%
(1) Florence Arms Coleman Heirs, Devisees, Successors or Assigns		
(b) Elmer Coleman Heirs, Devisees, Successors or Assigns		
(b.1) Wanda Lea Coleman Cook 379 Duff Circle Castlewood, VA 24224	0.09 acres 1/180 of 16.11 acres	0.1119%
(b.2) Larry E. Coleman 1368 Copper Rd. Cleveland, VA 24225	0.09 acres 1/180 of 16.11 acres	0.1119%
(b.3) Adam F. Coleman 379 Duff Circle Castlewood, VA 24224	0.09 acres 1/180 of 16.11 acres	0.1119%
(c) Thurman Coleman Heirs, Devisees, Successors or Assigns		
(c.1) Michael Coleman 168 Reagan St. Pounding Mill, VA 24637	0.13 acres 1/120 of 16.11 acres	0.1678%
(c.2) Mildred Coleman PO Box 894 Pounding Mill, VA 24637	0.13 acres 1/120 of 16.11 acres	0.1678%
(d) Onie Coleman Jackson Heirs, Devisees, Successors or Assigns		
(d.2) Helen Johnson Faulkner 12309 Oak Forest Ln. Bayonet Pt., FL 34667	0.04 acres 1/420 of 16.11 acres	0.0479%
(d.3) Blanche Johnson Dale 5503 Waters Edge Dr. Mineral, VA 23117	0.04 acres 1/420 of 16.11 acres	0.0479%
(d.4) Agnes Johnson Bartee 107 Steeplechase Ln Winchester, VA 22602	0.04 acres 1/420 of 16.11 acres	0.0479%

Exhibit E  
Unit BB-9 / Well BB-9A  
Docket #VGOB 08-0520-2223  
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit
(d.5) Douglas W. Johnson 11317 Rosewood Ln Marshall, VA 20115	0.04 acres 1/420 of 16.11 acres	0.0479%
(d.6) Phyllis Johnson Durland 105 Wyndham Way Salisbury, NC 28147	0.04 acres 1/420 of 16.11 acres	0.0479%
(e) Lorene Coleman Lester 7443 E. Troy Urbana Rd Casstown, OH 45312	0.27 acres 1/60 of 16.11 acres	0.3356%
(2) Gertie Coleman Heirs, Devisees, Successors or Assigns		
(a) Ed Coleman Heirs, Devisees, Successors or Assigns		
(a.1.1) Lydia Coleman Heirs, Devisees, Successors or Assigns		
(a.1.1.1) Etta Geraldine Street Heirs, Devisees, Successors or Assigns		
(a.1.1.1.1) Hurley Street Heirs, Devisees, Successors or Assigns		
(a.1.1.1.1.1) Bonnie Street Address Unknown	0.67 acres 1/24 of 16.11 acres	0.8391%
(3) Gustie Arms Coleman Heirs, Devisees, Successors or Assigns		
(h) Alva C. Coleman Heirs, Devisees, Successors or Assigns		
(h.1) Alva Lee Coleman Box 504 Grundy, VA 24614	0.08 acres 1/192 of 16.11 acres	0.1049%
(h.2) Angelina E. Coleman Mullins 620 Mountainbrooke Circle Stone Mountain, GA 30087-2807	0.08 acres 1/192 of 16.11 acres	0.1049%
(4) James (Jim) Arms Heirs, Devisees, Successors or Assigns		
(a) Nelson Arms 1195 Dayton Drive Hartsville, PA 18974 (Bad Address)	0.45 acres 1/36 of 16.11 acres	0.5594%
(b) Virgie Arms Maynard 625 Ellen Road Newport News, VA 23605	0.45 acres 1/36 of 16.11 acres	0.5594%
(c) Mae Catherine Arms Jacobsen Heirs, Devisees, Successors or Assigns		
(c.1) Peter Jacobsen 2812 David Ave. Norfolk, VA 23518	0.45 acres 1/36 of 16.11 acres	0.5594%

**Exhibit E**  
**Unit BB-9 / Well BB-9A**  
**Docket #VGOB 08-0520-2223**  
**List of Conflicting Owners/Claimants that require escrow**

	Acres in Unit	Percent of Unit
<hr/>		
(6) John Arms Heirs, Devisees, Successors or Assigns		
(a) Hulet Arms P.O. Box 100 Melrose, OH 45861	0.45 acres 1/36 of 16.11 acres	0.5594%
(b) John Dorsie Arms 7891 State Route 66 Oakwood, OH 45873	0.45 acres 1/36 of 16.11 acres	0.5594%
(c) Ruby Pauline Arms Jenkins 7849 Keys Road Mount Vernon, OH 43050	0.45 acres 1/36 of 16.11 acres	0.5594%
(8) Vince Arms Heirs, Devisees, Successors or Assigns		
(b) Kelsie Arms Eastridge	<i>Conveyed interest to Jewell Smokeless Coal Corp. 7/2</i>	
(b.1) Jewell Smokeless Coal Corp. PO Box 70 Vansant, VA 24656	0.27 acres 1/60 of 16.11 acres	0.3356%
(c) Juanita I. Arms Deel Heirs, Devisees, Successors or Assigns		
(c.1) John Deel Heirs, Devisees, Successors or Assigns		
(c.1.1) Ella Mae Compton Deel Box 123 Rowe, VA 24646	0.09 acres 1/180 of 16.11 acres	0.1119%
(c.1.2) William V. Deel (aka Hoss) 1197 Looney Creek Road Grundy, VA 24614	0.09 acres 1/180 of 16.11 acres	0.1119%
(c.1.3) Martha Irene Deel Sosebee (aka Liz) 338 Fembank Court Alpharetta, GA 30004-3317	0.09 acres 1/180 of 16.11 acres	0.1119%
(9) Slemp Arms Heirs, Devisees, Successors or Assigns		
(a) Pauline Arms Jessee 2280 Dumas Drive Deltona, FL 32738	0.45 acres 1/36 of 16.11 acres	0.5594%
(b) Donald Arms Heirs, Devisees, Successors or Assigns		
(b.1) Tara Ann Hughes 7679 Dr. Ralph Stanley Hwy Coeburn, VA 24230	0.11 acres 1/144 of 16.11 acres	0.1398%
(b.2) Shawn Arms 1043 Popular St. Liberty, MO 64068	0.11 acres 1/144 of 16.11 acres	0.1398%

**Exhibit E**  
**Unit BB-9 / Well BB-9A**  
**Docket #VGOB 08-0520-2223**  
**List of Conflicting Owners/Claimants that require escrow**

	<b>Acres in Unit</b>	<b>Percent of Unit</b>
(b.3) Jason Arms 7679 Dr. Ralph Stanley Hwy Coeburn, VA 24230	0.11 acres 1/144 of 16.11 acres	0.1398%
(b.4) David Arms 7679 Dr. Ralph Stanley Hwy Coeburn, VA 24230	0.11 acres 1/144 of 16.11 acres	0.1398%
(c) Lottie Jean Mullins 154 Ivy Lane Coeburn, VA 24230	0.45 acres 1/36 of 16.11 acres	0.5594%
(10) Dock Arms Heirs, Devisees, Successors or Assigns		
(e) Dessie Arms 5791 Deskins Rd. Vansant, VA 24656	0.45 acres 1/36 of 16.11 acres	0.5594%
	<b>Acreage in Unit</b>	<b>6.85</b>
	<b>Percentage of Unit</b>	<b>8.5604%</b>



Exhibit EE  
Unit BB-9 / Well BB-9A  
Docket #VGOB 08-0520-2223  
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Percent of Unit
<u>Tract #1 - 16.11 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Harrison-Wyatt, L.L.C., Tr.39 (435 Acre Tract) P.O. Box 11000 Danville, VA 24543	16.11 acres	20.1375%
<u>OIL &amp; GAS OWNERSHIP</u>		
W. A. & M.C. Arms Heirs, Devisees, Successors or Assigns	16.11 acres	20.1375%
(1) Florence Arms Coleman Heirs, Devisees, Successors or Assigns		
(a) Edmond M. Coleman Heirs, Devisees, Successors or Assigns		
(a.1) Sue Edwards 101 St. Andrews Drive Bristol, VA 24202	0.13 acres 1/120 of 16.11 acres	0.1678%
(a.2) Judy Fuller 17391 Cleveland Road Abingdon, VA 24211	0.13 acres 1/120 of 16.11 acres	0.1678%
(d) Onie Coleman Jackson Heirs, Devisees, Successors or Assigns		
(d.1) Betty Lou Johnson McClanahan 4123 Zulla Rd The Plains, VA 20198	0.04 acres 1/420 of 16.11 acres	0.0479%
(d.7) Kathryn Johnson Webb 17687 Mooresville Road Mooresville, NC 28115	0.04 acres 1/420 of 16.11 acres	0.0479%
(2) Gertie Coleman Heirs, Devisees, Successors or Assigns		
(b) Edna Price	<i>predeceased Girtie Coleman</i>	
(b.1) Danny Kyle Price Heirs, Devisees Successors or Assigns	<i>passed back to siblings by instrument 110000334</i>	
(b.2) James Carl Price Heirs, Devisees, Successors or Assigns		
(b.2.1) Jeanette Price 208 Country Meadows Circle Bristol, TN 37620	0.34 acres 1/48 of 16.11 acres	0.4195%
(c) Ed Price	<i>predeceased Edna Price and Girtie Coleman</i>	
(c.1) Edgar Allen Price, Jr. Jeanette Price, POA 208 Country Meadows Circle Bristol, TN 37620	0.17 acres 1/96 of 16.11 acres	0.2098%

Exhibit EE  
Unit BB-9 / Well BB-9A  
Docket #VGOB 08-0520-2223  
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	Acres in Unit	Percent of Unit
(c.2) Katherine Price Sears	<i>Conveyed to CNX 7/2/2008</i>	
(c.2.1) CNX Gas Company, LLC 2481 John Nash Blvd. Bluefield, WV 24701	0.17 acres 1/96 of 16.11 acres	0.2098%
(3) Gustie Arms Coleman Heirs, Devisees, Successors or Assigns		
(a) Gladys Coleman Jackson Blankenship Heirs, Devisees, Successors or Assigns		
(a.1) Elmer James Jackson P.O. Box 415 Vansant, VA 24656	0.02 acres 1/864 of 16.11 acres	0.0233%
(a.2) Ettie Mae Hill Heirs, Devisees, Successors or Assigns		
(a.2.1) Billy Ray Hill, Jr. PO Box 582 Vansant, VA 24656	0.02 acres 1/864 of 16.11 acres	0.0233%
(a.3) Paul Jackson Box 117 Davenport, VA 24239	0.02 acres 1/864 of 16.11 acres	0.0233%
(a.4) Agnes Hurley 5428 Murphys Rd. Vansant, VA 24656	0.02 acres 1/864 of 16.11 acres	0.0233%
(a.5) Linda Ruth Gilbert Rt.1 Box 408 Vansant, VA 24656	0.02 acres 1/864 of 16.11 acres	0.0233%
(a.6) Lois Kate Boyd P.O. Box 685 Vansant, VA 24656	0.02 acres 1/864 of 16.11 acres	0.0233%
(a.7) Ira Roger Jackson PO Box 1097 Vansant, VA 24656	0.02 acres 1/864 of 16.11 acres	0.0233%
(a.8) Rhonda Renee Gilbert P.O. Box 26 Davenport, VA 24239	0.02 acres 1/864 of 16.11 acres	0.0233%
(a.9) Marshall Jackson Heirs, Devisees, Successors or Assigns	predeceased Gladys Coleman Jackson Blankenship	
(a.9.1) Richard Jackson McHenry 8545 Maineville Road Orville, OH 44667	0.01 acres 1/1728 of 16.11 acres	0.0117%
(a.9.2) Sally A. Jackson McHenry Hartz 7296 Apple Creek Road Sterling, OH 44276	0.01 acres 1/1728 of 16.11 acres	0.0117%

Exhibit EE  
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	Acres in Unit	Percent of Unit
(b) Howard Coleman Heirs, Devisees, Successors or Assigns		
(b.1) Opal Coleman 18988 Road I-18 Continental, OH 45831	0.17 acres 1/96 of 16.11 acres	0.2098%
(c) Beatrice Coleman Owens Heirs, Devisees, Successors or Assigns		
(c.1) Eugene Burton Owens P.O. Box 1933 Grundy, VA 24614	0.08 acres 1/192 of 16.11 acres	0.1049%
(c.2) Darlene Owens Mullins 138 Rosedale Hgts. Lane Rosedale, VA 24280	0.08 acres 1/192 of 16.11 acres	0.1049%
(d) Sadie Coleman Peters 301 Falls Street Defiance, OH 43512	0.17 acres 1/96 of 16.11 acres	0.2098%
(e) Herman Coleman 1417 Fairfax Road Bellevue, NE 68005	0.17 acres 1/96 of 16.11 acres	0.2098%
(f) Mae Coleman Shortridge 53 Twin Oak Circle Lebanon, VA 24266	0.17 acres 1/96 of 16.11 acres	0.2098%
(g) Lucy Coleman Looney 18540 Westinghouse Rd. Abingdon, VA 24210-7936	0.17 acres 1/96 of 16.11 acres	0.2098%
(5) Lula Arms Street Heirs, Devisees, Successors or Assigns		
(a) Rit Street Heirs, Devisees, Successors or Assigns		
(a.1) Charlie Evans Street 19171 Stone Mountain Road Abingdon, VA 24210	1.34 acres 1/12 of 16.11 acres	1.6781%
(7) Alice Arms Jackson Heirs, Devisees, Successors or Assigns		
(a) Alice Mae Elliott 14200 Douglas Lane Road Centerburg, OH 43011	0.67 acres 1/24 of 16.11 acres	0.8391%
(b) John E. Jackson 80 North Preston Street Centerburg, OH 43011	0.67 acres 1/24 of 16.11 acres	0.8391%
(8) Vince Arms Heirs, Devisees, Successors or Assigns		

Exhibit EE  
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	Acres in Unit	Percent of Unit
(a) Tivis Arthur Arms 1209 W. Madison St. Mayodan, NC 27027	0.27 acres 1/60 of 16.11 acres	0.3356%
(d) Josh Vince Arms Rt.3 Box 316 Grundy, VA 24614	0.27 acres 1/60 of 16.11 acres	0.3356%
(e) William (Billy) Park Arms Heirs, Devisees, Successors or Assigns		
(e.1) Wanda L. Arms, widow PO Box 1587 Lebanon, VA 24266	0.27 acres 1/60 of 16.11 acres	0.3356%
(10) Dock Arms Heirs, Devisees, Successors or Assigns		
(a) William Ersel Armes 301 Ridgeway Drive Lebanon, VA 24266	0.22 acres 1/72 of 16.11 acres	0.2797%
(b) Jean Cook (Phyllis) PO Box 975 Vansant, VA 24656	0.22 acres 1/72 of 16.11 acres	0.2797%
(c) Brenda Sue Fletcher PO Box 870 Vansant, VA 24656	0.22 acres 1/72 of 16.11 acres	0.2797%
(d) Rita Coleman 1085 Coleman Curve Rd. Vansant, VA 24656	0.22 acres 1/72 of 16.11 acres	0.2797%
(11) Howell Arms Heirs, Devisees, Successors or Assigns		
(a) Mary June Shortridge Arms 24404 Green Springs Road Abingdon, VA 24211	1.34 acres 1/12 of 16.11 acres	1.6781%
(12) Virgie Arms Osborne Heirs, Devisees, Successors or Assigns		
(a) James Osborne 26413 Mansfield Road Defiance, OH 43512	0.27 acres 1/60 of 16.11 acres	0.3356%
(b) Ronald S. Osborne 26200 Yearsley Road Raymond, OH 43067-8009	0.27 acres 1/60 of 16.11 acres	0.3356%
(c) Billy F. Osborne 1280 Three Springs Rd. Russellville, TN 37860	0.27 acres 1/60 of 16.11 acres	0.3356%
(d) Delmar Osborne P.O. Box 2625 Grundy, VA 24614	0.27 acres 1/60 of 16.11 acres	0.3356%

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	Acres in Unit	Percent of Unit
(e) Geraldine O'Quinn 1405 Crooked Branch Rd. Vansant, VA 24656	0.27 acres 1/60 of 16.11 acres	0.3356%
<b><u>TOTAL CONFLICTS RESOLVED:</u></b>		
	Acreage in Unit	9.26
	Percentage of Unit	11.5771%

INSTRUMENT #120002301  
RECORDED IN THE CLERK'S OFFICE OF  
BUCHANAN COUNTY ON  
OCTOBER 3, 2012 AT 02:32PM  
BEVERLY S. TILLER, CLERK  
RECORDED BY: MXB